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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/577,959	03/08/2007	Hisanori Takahashi	12844.102USWO	1390
52835 7590 02/17/2009 HAMRE, SCHUMANN, MUELLER & LARSON, P.C. P.O. BOX 2902 MINNEAPOLIS, MN 55402-0902				
EXAMINER				
COHEN, LEE S				
ART UNIT		PAPER NUMBER		
3730				
MAIL DATE		DELIVERY MODE		
02/17/2009		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/577,959

Applicant(s)

TAKAHASHI ET AL.

Examiner

Lee S. Cohen

Art Unit

3739

Period for Reply -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 23 January 2009.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4, 6 and 9-11 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4, 6 and 9-11 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-8508)
- 4) ☐ Interview Summary (PTO-413)
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____
- Paper No(s)/Mail Date _____

DETAILED ACTION

Applicant's request for reconsideration of the rejection of the last Office action is persuasive and, therefore, the finality of that action is withdrawn.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 11 is rejected under 35 U.S.C. 103(a) as being unpatentable over Kornrumpf et al (6,415,169) in view of Chastain et al (D501,558). Applicant's attention is directed Figures 1-9 of Kornrumpf et al and the detailed description thereof. Figures 7-9 clearly show the details of the split induction part. Details of the various layers of the wiring are disclosed at column 2, line 44 – column 3, line 35. The layers include soft members 24 and 30. The reference fails to disclose the particular design and range of the material films. Chastin et al disclose the particular design and range for the base material films to have been a well known design expedient (Figures 1-3). Given this teaching, it would have been obvious to the skilled artisan to design Kornrumpf et al with this structure since a predictable result would ensue.

Claim 11 is rejected under 35 U.S.C. 103(a) as being unpatentable over Istvan et al (7,197,357) in view of Chastain et al (D501,558). Applicant's attention is directed Figures 2 and 3 and column 4, lines 9 -56 of Istvan et al. Perforations are detailed at column 4, line 55. Details of the various layers of the wiring are disclosed at column 3, lines 30-53. The layers include soft members 22 and 24. The reference fails to disclose the particular design and range of the

material films. Chastin et al disclose the particular design and range for the base material films to have been a well known design expedient (Figures 1-3). Given this teaching, it would have been obvious to the skilled artisan to design Istvan et al with this structure since a predictable result would ensue.

Claims 1-4, 6, 9, and 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kornrumpf et al (6,415,169) in view of Kroll et al (4,763,660) and Chastain et al (D501,558). The circuit of Kornrumpf et al includes first and second substantially parallel segments having substantially the same shape and length. The segments have a temporary connection 37. Kornrumpf et al fail to clearly disclose the use of perforations connecting the segments. Applicant's attention is directed Figure 4 and column 4, line 48 – column 5, line 21 of Kroll et al. Perforations are detailed at column 4, line 65. Details of the various layers of the wiring are disclosed at column 5, line 22 – column 6, line 58. The layers include soft members 40 and 47.

Given the Kroll et al teaching, it would have been obvious to use perforations to connect the split induction parts in Kornrumpf et al to effect a more compact design feature since a predictable result would ensue. The use of Chastain et al applies as detailed supra. Particular dimensions and breaking strength is within the level of skill of the artisan to select to optimize performance of the apparatus.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lee S. Cohen whose telephone number is 571-272-4763. The examiner can normally be reached on Monday-Friday, 7:00-3:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Linda Dvorak can be reached on 571-272-4764. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Lee S. Cohen
Primary Examiner
Art Unit 3739

/Lee S. Cohen/
Primary Examiner, Art Unit 3739
February 13, 2009